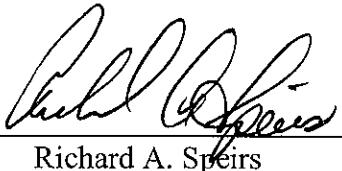


UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

2 West, Inc., On Behalf of Itself and All Others Similarly Situated,  Plaintiff,  v.  VIRGIN MOBILE USA, INC., DANIEL H. SCHULMAN, JOHN D. FEEHAN, JR., LEHMAN BROTHERS, MERRILL LYNCH & CO., and BEAR STEARNS & CO., INC.,  Defendants.	:	 1:07-cv-11625 (TPG)(DFE)  <b>ECF CASE</b>  <b>NOTICE OF VOLUNTARY DISMISSAL</b>
---	---	---

PLEASE TAKE NOTICE, that pursuant to F.R.C.P. 41(a)(1)(A)(i), Plaintiff 2 West, Inc. hereby voluntarily dismisses the above-captioned action without prejudice.

Dated: February 7, 2008

By:   
Richard A. Speirs

**ZWERLING, SCHACHTER &  
ZWERLING, LLP**  
Richard A. Speirs  
41 Madison Avenue  
New York, NY 10010  
Phone: (212) 223-3900  
Facsimile: (212) 371-5969

**ZWERLING, SCHACHTER &  
ZWERLING, LLP**  
Kevin M. McGee  
595 South Federal Highway, Suite 600  
Boca Raton, Florida 33428  
Phone: (561) 544-2500  
Facsimile: (561) 544-2501

**Attorneys for Plaintiff**

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

---

2 West, Inc., On Behalf of Itself and All Others Similarly Situated,	: : 1:07-cv-11625 (TPG)(DFE)
Plaintiff,	
v.	
VIRGIN MOBILE USA, INC., DANIEL H. SCHULMAN, JOHN D. FEEHAN, JR., LEHMAN BROTHERS, MERRILL LYNCH & CO., and BEAR STEARNS & CO., INC.,	
Defendants.	

---

**CERTIFICATE OF SERVICE**

I hereby certify that on February 7, 2008, I electronically filed the Notice of Voluntary Dismissal with the Clerk of the Court using the CM/ECF system and by mailing the same in a sealed envelope, with postage paid thereon, in an official depository under the exclusive care and custody of the U.S. Postal Service within the State of New York, addressed to:

**D. Seamus Kaskela**  
**Richard A. Maniskas**  
 Schiffrin Barroway Topaz  
 & Keller, LLP  
 280 King of Prussia Road  
 Radnor, PA 19087

**James G. Gamble**  
 Simpson Thacher &  
 Bartlett LLP  
 425 Lexington Avenue  
 New York, NY 10017

**Susan L. Saltzstein**  
 Skadden, Arps, Slate, Meagher &  
 Flom, LLP  
 Four Times Square  
 New York, NY 10036-6522

**Evan J. Smith**  
 Brodsky & Smith, L.L.C.  
 240 Mineola Blvd.  
 Mineola, NY 11501

**Kim E. Miller**  
Kahn Gauthier Swick, LLC  
12 East 41st Street  
12th Floor  
New York, NY 10017

**Samuel H. Rudman**  
Coughlin, Stoia, Geller, Rudman  
& Robbins, LLP  
58 South Service Road  
Suite 200  
Melville, NY 11747

February 7, 2008

Respectfully Submitted,

**ZWERLING, SCHACHTER  
& ZWERLING, LLP**

By: s/Richard A. Speirs  
Richard A. Speirs (RS8872)  
41 Madison Avenue  
New York, NY 10010  
Tel: (212) 223-3900  
Fax: (212) 371-5969